

Art Unit: 1645

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Sahid Hasan, Ph.D., Reg. No. 67,231, on 7 December 2011.

The application has been amended as follows:

IN THE CLAIMS:

23. (Currently Amended) The method of claim 22 or 48, wherein the method is for treating, or managing ~~or preventing~~ asthma.

Rejections Withdrawn

2. The rejection of claims 23-27 under 35 U.S.C. 102(b) as being anticipated by Talwar et al (GB2236480, 4October1991) is withdrawn in light of the Examiner's Amendment.
3. The rejection of claims 23-27 under 35 U.S.C. 112, 4th paragraph, is withdrawn in light of the Examiner's Amendment.

Conclusion

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4. Claims 22-29, 32, 36-43 and 45-48 are allowed.
5. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Rodney P. Swartz, Ph.D., Art Unit 1645, whose telephone number is (571) 272-0865. The examiner can normally be reached on Monday-Thursday from 7:30 AM to 6:00 PM EST.

If attempts to reach the Examiner by telephone are unsuccessful, please contact the Examiner's Supervisor, Gary Nickol, at (571)272-0835.

The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Rodney P Swartz/

Primary Examiner, Art Unit 1645

December 8, 2011